

DEPARTMENT OF THE ARMY
U.S. ARMY GARRISON FORT BELVOIR'
Fort Belvoir, Virginia 22060-5928

FB Regulation 40-1

24 June 1998

Medical Services

MENTAL HEALTH REFERRAL


FOR THE COMMANDER:

MICHAEL A. LEEPER
COL, AD
Garrison Commander

DISTRIBUTION:

A	PLUS
5840	(10)
5901	(10)

OFFICIAL:



JOHN S. HODGE
Adjutant General

History. This publication was last printed on 17 February 1995. This printing publishes changes made since that date.

Summary. This is a revision of a current regulation. It establishes the procedures for referring active duty military personnel to Department Mental Health.

Applicability. This regulation applies to all active duty military organizations and tenant activities at U.S. Army Garrison, Fort Belvoir.

Suggested Improvements. The proponent of this regulation is the Medical Command and U.S. Army Medical Department Activity, MEDDAC, Dept. of Mental Health, Fort Belvoir, U.S. Army Garrison Fort Belvoir. Users are invited to send comments and suggested improvements on DA Form 2028 to Commander, MEDDAC, ATTN: MCXA-DMH, 9501 Farrell Road, Suite GC111, Fort Belvoir, VA 22060-5901.

*This regulation supersedes FB Belvoir Reg 40-1, dated 17 Feb 95.

1. PURPOSE. This regulation prescribes the procedures for referring active duty military personnel to the DeWitt Health Care System's Department of Mental Health.

2. RESPONSIBILITIES.

a. The responsibility for determining whether or not referral for mental health evaluation should be made under the standards set forth in Department of Defense Directive 6490.1, dated October 1, 1997, rests with the service member's designated commanding officer at the time of referral.

b. Legal protections of the rights of service members against improper referrals for mental health evaluations, as set forth in Pub. L. No. 102-484 (1992), Section 546 (reference (b)), DoD Directive 6490.1 (1 Oct, 97), and DoD Instruction 6490.4 (28 Aug 97) shall be followed.

c. No person may refer a service member for mental health evaluation as a reprisal for making or preparing a lawful communication to a member of Congress, any appropriate authority in the chain of command of the service member an Inspector General or a member of a DoD audit, inspection, investigation or law enforcement organization.

d. Any violation of paragraph 2.b. or c., above, by any person subject to the Uniform Code of Military Justice (UCMJ) is punishable as a violation of Article 92 of the UCMJ. Any violation of these paragraphs by a civilian employee is punishable under regulations governing civilian disciplinary or adverse actions.

3. PROCEDURES.

a. Unit commanders finding it necessary to refer soldiers to the hospital's Department of Mental Health (DMH) for non-emergent psychological/psychiatric evaluation and/or assistance will refer soldiers using FB Form 43, Mental Health Referral. The unit commander or his/her representative will complete the FB Form 43 on individual soldiers that they feel need to be evaluated by mental health.

b. The fully completed FB Form 43 will reach the DMH on or before the date of the soldier's scheduled appointment time.

c. Commanders will make the service member's appointment by contacting the DMH on or before the expected date of the soldier's scheduled appointment time.

d. Whenever a mental health provider recommends to a service member's commanding officer that the service member be separated from military service due to a personality disorder and a pattern of potentially dangerous behavior (more than one episode), that recommendation shall be co-signed by the mental health provider's commanding officer or designated representative. If the service member's commanding officer, in turn, declines to follow the recommendation(s) of the hospital's commanding officer, the service member's commanding officer shall forward a memorandum to his or her commanding officer within two business days explaining the decision to retain the service member against medical advice.

e. The referral for mental health evaluations under the standards set forth above, does not modify any authorities or responsibilities about the prevention, investigation, or prosecution of offenses under the UCMJ or civilian jurisdiction criminal codes.

f. Copies of FB Form 43 can be acquired from the Forms Warehouse, at 10101 Gridley Road, building 315.

MENTAL HEALTH REFERRAL (FB Reg 40-1)					Date	
TO: Chief Department of Mental Health DeWitt Army Community Hospital Fort Belvoir, Virginia 22060				FROM:		
1. Name			2. Grade		3. Service Number	
4. Organization (Det, Co, Bn)			5. Station			
6. Age	7. Total Service		8. Time remaining on this enlistment		9. Status (RA, US, Perm Party, Stu, etc.)	
	a. Active	b. Inactive				
10. Length of service with this unit			11. MOS	12. Present duty asg		13. Marital status
14. GT Score	15. Education (Show number of years completed)			16. Conduct		17. Efficiency
18. Length of overseas service		19. Combat record			20. Medals, Decorations and Citations	
21. Specific reason for referral (include any known maladjustment and unusual behavior or habits):						
22. I have <i>f</i> have not <i>f</i> talked with the service member about these difficulties						
23. SM has <i>f</i> has not <i>f</i> been informed of the purpose of this visit (by whom)						
24. SM has <i>f</i> has not <i>f</i> been informed of name and phone number of other authorities, including attorneys, Inspectors General, and chaplains, who can assist the SM who wishes to question the necessity of the referral. (IAW DoD Instruction 6490.4, Dated 28 Aug 97)						
25. I am <i>f</i> am not <i>f</i> contemplating board proceeding or court martial action. (state specific action)						
26. My verbal picture of this SM is (cover such items as appearance, general attitude within the unit, acceptance by supervisors and subordinates, leadership ability, motivation for further service, etc.):						
27. Typed Name, Grade and Branch of Commander			27a. Commander's Signature			28. Unit telephone number

29. a. I have taken the following action in my unit to aid in correcting these problems:

b. SM reaction to these actions were:

30. The following disciplinary actions have been taken against this SM (includes military and civilian):

OFFENSE	DATE	PUNISHMENT
---------	------	------------

31. a. This SM has been hospitalized and received the following consultations:

Date or inclusive dates	Reason
-------------------------	--------

b. During the past three months SM went on sick call _____ times.

32. Additional Remarks (include any other statements which will aid clinic personnel. If an incident which has been investigated by any agency, attach a copy. Also, list other sources of information concerning this incident):